



புதுச்சேரி மாநில அரசிதழ்

La Gazette de L'État de Poudouchéry

The Gazette of Puducherry

PART - I

சிறப்பு வெளியீடு

EXTRAORDINAIRE

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அதிகாரம் பெற்ற
வெளியீடு

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No. } 92	Poudouchéry	Mardi	12	Juillet	2011 (21 Asadha 1933)
No. }	Puducherry	Tuesday	12th	July	2011

IN THE COURT OF SUB-DIVISIONAL MAGISTRATE (NORTH) AT PUDUCHERRY

Present : P. JAWAHAR, I.A.S.,
Sub-Divisional Magistrate (North).

M.C. No. 523/2011 Under Section 133 of Cr. P.C.

The Tahsildar,
Taluk Office, Puducherry.

.. Petitioner

Versus

The Commissioner,
Puducherry Municipality.

.. Counter petitioner

ABSOLUTE ORDER UNDER SECTION 138 Cr. P.C.

Whereas, this court has given you a conditional order under section 133 Cr. P.C. in the abovesaid M.C. No. 523/2011 on 30-6-2011 requiring you to take necessary action to remove the tetra cycle cart shops of hawkers/vendors and the temporary shed in the beach area in the interest of public at large within 7 days from the receipt of this order or to appear in my Court at Puducherry [in the premises of the Office of the Sub-Collector (Revenue) North, Revenue Complex, Kamaraj Salai, Saram, Puducherry] in person or by pleader at 3.30 p.m. on 7-7-2011;

And whereas, during the enquiry on 7-7-2011, the counter petitioner has stated that the proposed exhibition was stopped and the half complete structure was removed;

And whereas, during the enquiry, the counter petitioner has also stated that the tetra cycles/street vendors on the pavement of the beach walkway will be shifted to a separate enclave shortly;

And whereas, the scope of identifying a separate trouble free site for the abovesaid vendors/hawkers is within the ambit of the Puducherry Municipality;

Further, the existence of the abovesaid shops seems to be a serious nuisance to the public and endangers the cleanliness of the pathway along the beach, an expeditious action from the Commissioner, Puducherry Municipality is expected;

Now, therefore, I, P. Jawahar, I.A.S., Sub-Divisional Magistrate (North), Puducherry on perusing the documents, statements of both parties and in view of the urgency in removing the existence of the abovesaid shops and to maintain the cleanliness of the pathway along the beach hereby order that the conditional order is made absolute under section 138 Cr. P.C. and a time-frame of one month is granted (*i.e.*, on or before 6-8-2011) to remove the street vendors/hawkers who were occupying the walkway in the beach promenade illegally and to submit a compliance report thereto.

Dated at Puducherry on this 7th day of July 2011.

P. JAWAHAR, I.A.S.,
Sub-Divisional Magistrate (North).
